

SB155\_L.002

## SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, &amp; Technology.

SB13-155 be amended as follows:

1 Amend printed bill, page 16, after line 27 insert:

2 "SECTION 15. In Colorado Revised Statutes, 39-2-123, **amend**  
3 (2) as follows:

4 **39-2-123. Board of assessment appeals created - members -**  
5 **compensation.** (2) Effective July 1, 1991, the existing board of  
6 assessment appeals is abolished, and the terms of members of the board  
7 then serving are terminated. Effective July 1, 1991, except as otherwise  
8 provided in section 39-2-125 (1) (c) (I), the new board shall be comprised  
9 of three members who shall be appointed by the governor with the  
10 consent of the senate. Members of the board shall be experienced in  
11 property valuation and taxation and shall be public employees, as defined  
12 in section 24-10-103 (4) (a), C.R.S., who are not subject to the state  
13 personnel system laws. One of such members shall be or shall have been,  
14 within the five years immediately preceding the date of initial  
15 appointment, actively engaged in agriculture. On and after June 1, 1993,  
16 members shall be ~~registered~~, licensed or certificated pursuant to the  
17 provisions of part 7 of article 61 of title 12, C.R.S., and, if any member  
18 fails to become so ~~registered~~, licensed or certificated by said date, the  
19 office of such member shall be deemed to be vacated and shall be filled  
20 in the same manner as other vacancies. Initial appointments to the board  
21 shall be as follows: One member shall be appointed for a term of two  
22 years, and two members shall be appointed for terms of four years.  
23 Thereafter, appointments to the board shall be for terms of four years  
24 each. Service on the board shall be at the pleasure of the governor, who  
25 may appoint a replacement to serve for the unexpired term of any  
26 member. Such replacement shall be appointed with the consent of the  
27 senate. Any other vacancies on the board shall be filled by appointment  
28 by the governor with the consent of the senate for the unexpired term.

29 **SECTION 16.** In Colorado Revised Statues, 39-8-108.5, **amend**  
30 (1) (b) introductory portion as follows:

31 **39-8-108.5. Arbitration of property valuations - arbitrators -**  
32 **qualifications - procedures.** (1) (b) Except as otherwise provided in  
33 paragraph (c) of this subsection (1), persons on such list shall be, in  
34 addition to any other qualifications deemed necessary by the board,  
35 experienced in the area of property taxation, on and after June 1, 1993, be  
36 ~~registered~~, licensed or certificated pursuant to part 7 of article 61 of title  
37 12, C.R.S., and be any one of the following:



1           **SECTION 17.** In Colorado Revised Statutes, 28-3-106, **amend**  
2 (1) (s) (I) as follows:

3           **28-3-106. Powers and duties of adjutant general.** (1) The  
4 adjutant general has the following powers and duties:

5           (s) (I) If, in the judgment of the adjutant general, any real estate  
6 which has been acquired for military purposes is unsuitable for military  
7 purposes, the adjutant general, by and with the approval of the governor,  
8 in writing, has authority to sell, trade, or otherwise dispose of such real  
9 estate, but, except as otherwise provided by subparagraph (II) of this  
10 paragraph (s), such real estate shall not be disposed of for less than its  
11 appraised value. The appraised value of such real estate shall be  
12 determined by an appraiser who is ~~registered~~, licensed or certificated  
13 pursuant to part 7 of article 61 of title 12, C.R.S., and who is selected by  
14 the adjutant general from a list of three qualified individuals submitted to  
15 the adjutant general by the department. Appraisers shall be selected for  
16 the list, and their fees shall be negotiated in accordance with the standards  
17 established by part 14 of article 30 of title 24, C.R.S. The adjutant  
18 general, by and with the advice and approval of the governor, is  
19 authorized to lease any property belonging to the department when it is  
20 not needed for the immediate use of the department. All conveyances  
21 which are required for the purpose of this section shall be executed by the  
22 governor under the seal of the state, and the proceeds of all sales, trades,  
23 or other disposition shall be placed in an account to be invested by the  
24 state treasurer as provided in section 24-36-113, C.R.S. Any interest  
25 earned on the investment or deposit of such proceeds shall remain in such  
26 account and shall not be credited to the general fund or any other fund of  
27 the state. Said proceeds and any interest thereon shall be disbursed by  
28 authority of the adjutant general, subject to appropriation by the general  
29 assembly, only for the construction, repair, improvement, acquisition, or  
30 costs of acquisition or sale of armories throughout the state. Costs of  
31 acquisition or sale shall include but need not be limited to appraisals, site  
32 surveys, environmental surveys, title work, property inspections, closing  
33 costs, legal fees, real estate fees, site preparation, or utility studies. Prior  
34 to disposing of any real property pursuant to the provisions of this  
35 paragraph (s), the adjutant general shall submit a report to the capital  
36 development committee which describes such real property, the  
37 maintenance costs related to such real property, the current value of such  
38 real property, any conditions or limitations which may restrict the use of  
39 such real property, and the terms of the proposed disposition of such real  
40 property. The capital development committee shall review any such report  
41 which is submitted to the capital development committee and shall



1 provide recommendations to the adjutant general concerning the proposed  
2 real property disposition within thirty days after the date of receipt of such  
3 report. The adjutant general shall not complete any such real property  
4 disposition without considering any recommendations of the capital  
5 development committee which are provided within such thirty-day  
6 period."

7 Renumber succeeding sections accordingly.

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